

F I L E D
Clerk
District Court

OCT 26 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

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13 UNITED STATES DISTRICT COURT
14 NORTHERN MARIANA ISLANDS

15 UNITED STATES OF AMERICA,) Criminal Case No. 05-00024
16 Plaintiff,)
17 v.) GOVERNMENT'S MOTION FOR
18 STEVEN FAISAO ABAL,) SUBSTANTIAL ASSISTANCE
19 Defendant.) DEPARTURE UNDER U.S.S.G. § 5K1.1
20) AND 18 U.S.C. § 3553(e)
21)
22)

23 COMES NOW the plaintiff, UNITED STATES OF AMERICA, by and through its counsel,
24 Leonardo M. Rapadas, United States Attorney, and Timothy E. Moran, Assistant United States Attorney,
25 and hereby moves the Court, pursuant to United States Sentencing Guidelines § 5K1.1 and 18 U.S.C. §
3553(e), to depart from the Sentencing Guidelines and the statutory mandatory minimum consecutive
sentence, based on the defendant's substantial assistance to the Government. The Government also
moves for a one-level reduction under U.S.S.G. § 3E1.1(b). Pursuant to ¶ 11 of the Plea Agreement
between the Government and the defendant, the parties stipulated that the applicable advisory Guidelines
level (with applicable reductions) is 21 (37 to 46 months).

26 LEONARDO M. RAPADAS
27 United States Attorney
28 Districts of Guam and the NMI

29 Date: 10/26/05

30 By: Timothy E. Moran
31 TIMOTHY E. MORAN
32 Assistant United States Attorney